THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

AND

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No. 13181 of 2005

And

WRIT APPEAL No. 1181 of 2005

31-08-2005

Between:

Hotel Ilapuram, Vijayawada, rep. by its Managing Director.

.....PETITIONER/APPELLANT

AND

Sri Bramaramba Mallikarjuna Swamyvarla Devasthanam, Srisailam,

Kurnool District & Another.

.....RESPONDENTS/RESPONDENTS

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

And

THE HON'BLE SRI JUSTICE R.SUBHASH REDDY

-

WRIT PETITION No. 13181 of 2005

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WRIT APPEAL No. 1181 of 2005

COMMON JUDGMENT : (Per Hon'ble Sri Bilal Nazki, ACJ)

Heard learned counsel for the parties.

It appears that the writ petitioner was running a canteen and the premises was rented out to him on a rent of Rs.28,000/- per month. After the expiry of lease, the premises was sought to be rented out on the basis of auction. Aggrieved of this

decision, he filed the writ petition on the ground that lease in certain cases had been extended and he was only singled out and the property leased out to him earlier, was ordered to be auctioned. The learned Single Judge noted that names of those persons to whom the lease had been extended, were not mentioned. Therefore, he passed an order that the lease be auctioned and a minimum lease amount of Rs.28,000/- per month be fixed. We are told at Bar by the learned counsel for the respondents that the auction was held and writ petitioner was the sole bidder and he offered Rs.30,000/- rent per month, which has been accepted by respondent No.1 and is pending approval before the Commissioner.

In this view of the matter, nothing survives in the writ appeal or in the writ petition. Writ petition and writ appeal are accordingly disposed of. No order as to costs.

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(BILAL NAZKI, ACJ)

31st August 2005.

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(R.SUBHASH REDDY, J)

ajr